

**From:** Denny Wyss  
**To:** Microsoft ATR  
**Date:** 12/3/01 8:57am  
**Subject:** This Settlement is a complete sellout

The proposed settlement between Microsoft & the DOJ will be completely ineffective. It does not address or correct the fundamental issues of the case. It simply is a slap on the wrist. The proposed "restrictions" on future behavior are a joke. They are full of loop holes. Several of which, depending on how they are read, could prove to be severe blows to competing open source software and in fact strengthen the monopoly that MS holds. Further, these checks on future behavior have already proven themselves ineffective since Windows XP with all of its bundled software is already on the market allowing MS to gouge more money with their ridiculous licensing scheme and further entrench themselves as a monopoly. To accept this settlement that appears to have been written by Bill Gates himself as a penalty for its illegal acts is very indicative to me that our Justice department is too involved in politics to really pursue justice, sadly misinformed of the true impact of what MS has done and frankly oblivious to the longer term implications of what they are doing. If this decision/settlement is indicative of the work the DOJ does, God help us all when it comes to handling even more serious matters such as terrorism.

Denny Wyss